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6 IN THE UNITED STATES DISTRICT COURT

7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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9 DEXTER E. DALE,

10 Plaintiff,

No. C 05-01842 JSW

11 v.

12 L. FERNANDEZ and L. LOUGH,

**ORDER DENYING PLAINTIFF'S
MOTION FOR LEAVE TO
EXTEND DISCOVERY AND
AMEND SCHEDULING ORDER**

13 Defendants.

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15 This matter comes before the Court upon consideration of the motion for leave to extend
16 discovery and amend the scheduling order, filed by Plaintiff Dexter E. Dale ("Dale"). The
17 matter is now ripe for decision. The Court has considered the parties' papers, relevant legal
18 authority, and the record in this case, and it finds the matter suitable for disposition without oral
19 argument. *See* N.D. Civ. L.R. 7-1(b). The Court HEREBY DENIES Dale's motion.

20 Dale moved for an extension of the discovery deadlines in part because the parties had
21 been unable to schedule certain depositions. That issue was resolved by stipulation. (*See*
22 Docket No. 68.) The deadline to complete discovery was March 1, 2012, and the deadline to
23 complete expert discovery is April 1, 2012. Although Defendants oppose Dale's motion on the
24 basis that he seeks to extend discovery for an unlimited period of time, that is not the case. Dale
25 asks that the Court extend fact discovery by approximately two months and expert discovery by
26 approximately one month, until May 4, 2012. However, the Court concludes that Dale has not
27 met his burden to show good cause for extending these deadlines.

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1 The parties will have completed the depositions that precipitated the filing of the motion
2 by March 9, 2012, and, thus, Dale will have at least three weeks before expert discovery is
3 closed to have his expert review the materials.

4 Accordingly, the Court DENIES the motion.

5 **IT IS SO ORDERED.**

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7 Dated: March 8, 2012

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14 JEFFREY S. WHITE
15 UNITED STATES DISTRICT JUDGE